

## **MINUTES**

### **MONTANA HOUSE OF REPRESENTATIVES 60th LEGISLATURE - REGULAR SESSION**

#### **JOINT APPROPRIATIONS SUBCOMMITTEE ON CORRECTIONS AND PUBLIC SAFETY**

**Call to Order:** By Chairman Ray Hawk, on January 23, 2007 at 8:00 P.M., in Room 455 Capitol.

#### **ROLL CALL**

**Members Present:**

Rep. Ray Hawk, Chairman (R)  
Sen. Steven Gallus, Vice Chairman (D)  
Sen. Keith Bales (R)  
Rep. Bill Beck (R)  
Rep. Cynthia Hiner (D)  
Sen. Trudi Schmidt (D)

**Members Excused:** None.

**Members Absent:** None.

**Staff Present:** Katie Butcher, Committee Secretary  
Pat Gervais, Legislative Branch  
Pam Joehler, Legislative Branch

**Audio Committees:** These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

**Committee Business Summary:**

Executive Action: DP 1, DP 2, DP 4, DP 5,  
Exemption from vacancy savings,  
Reduction in the Base Budget,  
Two Million dollars as a biannual  
appropriation, DP 100, DP 101  
DP 103, Half an FTE

00:00:05 Chairman Hawk

00:00:11 Pat Gervais

[EXHIBIT\(jch15a01\)](#)

[EXHIBIT\(jch15a02\)](#)

[EXHIBIT\(jch15a03\)](#)

[EXHIBIT\(jch15a04\)](#)

[EXHIBIT\(jch15a05\)](#)

00:05:18 Chairman Hawk

**EXECUTIVE ACTION ON DP 1**

00:06:09 **Motion:** Rep. Hawk moved that **DP 1 BE ADOPTED AS RESTRICTED AND ONE TIME ONLY.**

**Discussion:**

00:06:21 Sen. Schmidt

00:07:00 Pat Gervais

00:07:13 Chairman Hawk

00:07:19 Sen. Schmidt

00:07:27 Pat Gervais

00:07:45 **Vote:** Motion carried unanimously by voice vote.

**EXECUTIVE ACTION ON DP 2**

00:08:07 **Motion/Vote:** Rep. Hiner moved that **DP 2 BE ADOPTED.**  
Motion carried unanimously by voice vote.

**EXECUTIVE ACTION ON DP 4**

00:08:40 **Motion/Vote:** Sen. Gallus moved that **DP 4 BE ADOPTED.**  
Motion carried unanimously by voice vote.

**EXECUTIVE ACTION ON DP 5**

00:09:01 **Motion/Vote:** Sen. Schmidt moved that **DP 5 BE ADOPTED.**  
Motion carried unanimously by voice vote.

**Discussion:**

00:09:18 Pat Gervais

**EXECUTIVE ACTION ON EXEMPTION FROM VACANCY SAVINGS**

00:09:56 **Motion:** Rep. Hawk moved **EXCEPTION FROM VACANCY SAVINGS**.

**Discussion:**

00:10:45 Sen. Gallus

00:11:04 Rep. Hawk

00:11:14 **Vote:** Motion carried unanimously by voice vote.

**Discussion:**

00:11:35 Chairman Hawk

00:11:46 Pat Gervais

**EXECUTIVE ACTION ON EXCEPTING THE PRESENT LAW ADJUSTMENTS**

00:12:15 **Motion/Vote:** Rep. Hawk moved to **EXCEPT PRESENT LAW ADJUSTMENTS**. Motion carried unanimously by voice vote.

**EXECUTIVE ACTION ON REDUCE THE BASE BUDGET**

00:14:14 **Motion:** Rep. Hawk moved to **REDUCE THE BASE BUDGET**.

**Discussion:**

00:14:41 Sen. Schmidt

00:14:54 Chairman Hawk

00:15:53 Roland Mena,

00:18:48 Sen. Gallus

00:19:11 Mr. Mena

00:19:36 Sen. Gallus

00:19:57 Mr. Mena

00:21:52 Sen. Gallus

00:22:39 Mr. Mena

00:24:17 Rep. Hiner

00:24:37 Sen. Schmidt

00:25:02 Mr. Mena

00:29:14 Chairman Hawk

00:30:13 Mr. Mena

00:30:24 Rep. Hawk

00:30:29 Brent Doig, OBPP

00:31:13 Sen. Bales

00:32:01 Pat Gervais

00:32:19 Mr. Doig

00:32:58 Sen. Bales  
00:33:20 Mr. Doig  
00:33:35 Sen. Gallus  
00:34:32 Chairman Hawk  
00:35:12 Sen. Gallus  
00:35:59 Chairman Hawk  
00:36:15 Sen. Schmidt  
00:36:30 Mr. Doig  
00:36:55 Sen. Schmidt

00:37:55 **Vote:** Motion failed 3-3 with Sen. Bales, Rep. Beck, and Rep. Hawk voting aye.

**Discussion:**

00:38:49 Chairman Hawk  
00:38:55 Pat Gervais  
00:39:43 Rep. Hawk  
00:39:49 Pat Gervais  
00:40:01 Rep. Hawk  
00:40:31 Pat Gervais  
00:40:55 Mr. Doig

**EXECUTIVE ACTION TO APPROVE 2 MILLION DOLLARS AS A BIENNIAL  
APPROPRIATION**

00:41:20 **Motion:** Rep. Hawk moved to **APPROVE 2 MILLION DOLLARS AS A BIENNIAL APPROPRIATION.**

**Discussion:**

00:41:44 Rep. Hiner  
00:42:14 Sen. Schmidt  
00:42:24 Rep. Hawk

00:42:41 **Vote:** Motion carried unanimously by voice vote.

**EXECUTIVE ACTION ON DP 100**

00:43:07 **Motion:** Sen. Gallus moved that **DP 100 BE ADOPTED.**

**Discussion:**

00:43:22 Chairman Hawk

00:43:27 **Vote:** Motion carried unanimously by voice vote.

**EXECUTIVE ACTION ON DP 101**

00:43:39 **Motion/Vote:** Sen. Gallus moved that **DP 101 BE ADOPTED**.  
Motion failed 3-3 by roll call vote with Sen. Gallus,  
Rep. Hiner, and Sen. Schmidt voting aye.

**EXECUTIVE ACTION ON DP 103**

00:45:22 **Motion/Vote:** Rep. Hiner moved that **DP 103 BE ADOPTED**.  
Motion carried unanimously by voice vote.

**Discussion:**

00:46:02 Pat Gervais  
00:46:47 Chairman Hawk  
00:46:53 Pat Gervais  
00:47:16 Chairman Hawk  
00:47:38 Pat Gervais

**EXECUTIVE ACTION ON A HALF FULL TIME EQUIVALENT EMPLOYEE**

00:48:20 **Motion/Vote:** Rep. Hawk moved to **APPROVE A HALF FULL  
TIME EQUIVALENT EMPLOYEE (FTE)**. Motion carried  
unanimously by voice vote.

**Discussion:**

00:48:54 Pat Gervais  
00:49:04 **Vote:** Motion carried unanimously by voice vote.  
00:50:25 Break  
00:59:07 Meeting Reconvened

**Meeting with the Board of Labor and Industry**

00:59:26 Keith Kelly, Board of Labor and Industry  
[\*\*EXHIBIT\(jch15a06\)\*\*](#)  
[\*\*EXHIBIT\(jch15a07\)\*\*](#)  
01:20:13 Chairman Hawk

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01:20:30 Mr. Kelly  
01:20:43 Ingrid Childress, Board of Labor and Industry

**EXHIBIT(jch15a08)**

01:25:57 Chairman Hawk  
01:26:12 Roy Mulvaney

**EXHIBIT(jch15a09)**

01:31:06 Chairman Hawk  
01:31:36 Sen. Bales  
01:32:07 Mr. Mulvaney  
01:32:28 Tammy Peterson, Central Services Division  
01:32:53 Pam Joeehler  
01:33:53 Sen. Bales  
01:35:39 Mr. Mulvaney  
01:36:05 Sen. Bales  
01:36:09 Rep. Beck  
01:36:29 Pam Joeehler  
01:36:47 Rep. Beck  
01:36:51 Mr. Mulvaney  
01:37:27 Rep. Hawk  
01:37:34 Mr. Mulvaney  
01:39:14 Chairman Hawk  
01:39:22 Mr. Mulvaney  
01:39:35 Chairman Hawk  
01:39:59 Mr. Mulvaney  
01:40:29 Chairman Hawk  
01:40:36 Sen. Bales  
01:41:04 Mr. Mulvaney  
01:41:38 Sen. Bales  
01:42:13 Mr. Mulvaney  
01:42:40 Chairman Hawk  
01:43:02 Sen. Bales  
01:43:32 Mr. Mulvaney  
01:44:06 Mr. Kelly  
01:45:19 Sen. Bales  
01:45:42 Mr. Kelly  
01:46:41 Sen. Bales  
01:46:45 Chairman Hawk  
01:47:06 Mr. Mulvaney  
01:47:49 Chairman Hawk  
01:48:13 Sen. Schmidt  
01:48:34 Mr. Mulvaney  
01:48:55 Chairman Hawk  
01:49:39 Ms. Peterson  
01:51:41 Chairman Hawk  
01:51:45 Sen. Bales  
01:52:26 Rep. Hawk  
01:52:36 Ms. Peterson  
01:53:16 Chairman Hawk  
01:53:20 Ms. Peterson

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01:53:29 Chairman Hawk  
01:53:40 Jerry Keck, Employment Relations  
02:00:18 Chairman Hawk  
02:00:26 Rep. Beck  
02:02:56 Mr. Keck  
02:08:19 Sen. Bales  
02:08:58 Mr. Keck  
02:10:17 Sen. Schmidt  
02:10:20 Mr. Keck  
02:11:46 Sen. Schmidt  
02:12:09 Mr. Keck  
02:13:38 Chairman Hawk  
02:13:50 Mr. Keck  
02:14:19 Chairman Hawk  
02:14:25 Jack Kane, Business Standards Division  
02:19:41 Chairman Hawk  
02:19:48 Rep. Beck  
02:19:53 Mr. Kane  
02:19:57 Rep. Beck  
02:20:06 Mr. Kane  
02:20:25 Chairman Hawk  
02:20:39 Mr. Kane  
02:20:59 Chairman Hawk  
02:21:05 Sen. Bales  
02:21:46 Mr. Kane  
02:22:35 Chairman Hawk  
02:22:49 Pam Joehler  
02:23:37 Sen. Bales  
02:23:49 Chairman Hawk  
02:23:58 Mr. Kane  
02:26:42 Chairman Hawk  
02:26:46 Mr. Kane  
02:27:47 Chairman Hawk  
02:27:51 Mr. Kane  
02:29:08 Chairman Hawk  
02:29:25 Mr. Kane  
02:31:46 Chairman Hawk  
02:31:57 Mr. Kane  
02:32:12 Chairman Hawk  
02:32:16 Mr. Kane  
02:33:43 Rep. Hawk  
02:33:57 Mr. Kane  
02:34:30 Linda Carlson, Office of Community Service  
02:37:28 Chairman Hawk  
02:38:03 Ms. Carlson  
02:38:09 Rep. Hawk  
02:38:15 Ms. Carlson  
02:38:20 Rep. Hawk  
02:38:31 Ms. Carlson

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02:39:29 Chairman Hawk  
02:39:34 Sen. Schmidt  
02:40:04 Pam Joehler  
02:40:55 Sen. Schmidt  
02:41:11 Ms. Carlson  
02:41:42 Sen. Bales  
02:42:29 Ms. Carlson  
02:42:55 Mr. Kelly  
02:43:37 Sen. Bales  
02:44:01 Ms. Carlson  
02:44:59 Sen. Bales  
02:45:27 Ms. Carlson  
02:45:42 Chairman Hawk  
02:45:45 Sen. Schmidt  
02:46:08 Ms. Carlson  
02:46:37 Rep. Hawk  
02:46:40 Ms. Carlson  
02:47:16 Chairman Hawk  
02:47:20 Ms. Carlson  
02:47:57 Chairman Hawk  
02:48:31 Jim Shea, Workers' Compensation Court  
02:52:34 Chairman Hawk

**Public Testimony:**

02:52:58 Sheila Hogan  
02:53:47 Brian Magee  
02:56:37 Mitch Hagman

**Meeting with the Board of Labor and Industry Continued**

02:57:58 Mr. Kelly  
02:58:16 Chairman Hawk



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**ADJOURNMENT**

02:59:19 Adjournment

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REP. RAY HAWK, Chairman

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KATIE BUTCHER, Secretary

RH/kb

Additional Exhibits:

**EXHIBIT ([jch15aad.pdf](#))**